

MR1197-607

Serial Number: 10/780,654

Response to the Final Office Action Dated 16 December 2005

AMENDMENTS TO THE CLAIMS

The following listing of claims will replace all prior versions, and listing of claims in the application:

LISTING OF CLAIMS:

1. (Currently Amended) A positioning structure of a beach umbrella comprising:
 - a shaft including an upper tube and a lower tube, said upper and lower tubes each having several interval positioned apertures thereon;
 - a positioning apparatus connecting said upper and lower tubes together, said positioning apparatus including a flat plate and a joint with a spring on a side thereof,
 - said spring providing an elastic force;
 - a handle ~~pivotaly connected to said positioning apparatus~~ coupled to said spring and being biased thereby ~~said spring~~;
 - a rod coupled to a top of the handle and biased to extend into a central hole of the positioning apparatus;
 - and the upper tube and the lower tube being received in the central hole of the positioning apparatus,
 - the rod penetrating a respective aligned pair of said apertures of said upper and lower tubes and being positioned at a certain position in securement therewith.

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2. (Previously presented) A positioning structure of a beach umbrella as claimed in claim 1, wherein the rod on the handle can select different apertures on said upper and lower tube of the shaft to determine the height of the umbrella.
3. (Original) A positioning structure of a beach umbrella as claimed in claim 1, wherein the lower tube of the shaft can be inserted into ground by foot force acting on the flat plate firmly.
4. (Cancelled).